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6                   UNITED STATES DISTRICT COURT  
7                   WESTERN DISTRICT OF WASHINGTON  
8                   AT SEATTLE

9 REBECCA AUGSBURGER,

10                   Plaintiff,

11                   v.

12 NAVY MUTUAL AID ASSOCIATION,

13                   Defendant.

CASE NO. 2:17-cv-1817-BAT

**ORDER GRANTING PARTIES'  
STIPULATED MOTION TO  
CONTINUE EXPERT DISCLOSURE  
DEADLINE AND REVISED  
SCHEDULING ORDER**

14                   The Court has reviewed the parties' stipulated motion to reschedule the deadline for  
15 submission of expert witness reports and request for a revised scheduling order to reflect the new  
16 deadline. Dkt. 26. Accordingly, it is **ORDERED** that the stipulated motion (Dkt. 26) is  
17 **GRANTED** and the scheduling order is revised as follows:

| Event  | Date                     |
|--|--------------------------|
| Reports of expert witnesses under FRCP 26(a)(2) due                            | <b>September 7, 2018</b> |
| All motions related to discovery must be noted for consideration no later than | <b>November 9, 2018</b>  |
| Discovery to be completed by   | <b>December 7, 2018</b>  |
| Mediation per CR 39.1(c) held no later than                                    | <b>January 4, 2019</b>   |

|   |  |                         |
|---|--|-------------------------|
| 1 | All dispositive motions must be filed pursuant to CR 7(d) by   | <b>February 4, 2019</b> |
| 2 | Plaintiff's CR 16 Pretrial Statement due   | <b>April 5, 2019</b>    |
| 3 | Defendant's CR 16 Pretrial Statement due   | <b>April 12, 2019</b>   |
| 4 | All motions in limine must be filed by this date and noted on the motion calendar no later than the second Friday after filing | <b>April 19, 2019</b>   |
| 5 | Agreed CR 16.1 Pretrial Order due (with witness list)  | <b>April 26, 2019</b>   |
| 6 | Pretrial conference scheduled in Courtroom 12A   | <b>To be scheduled</b>  |
| 7 | Jury Trial<br>Estimated trial length: Five (5) day<br><b>Courtroom 12A            9:15 a.m.</b>                                | <b>May 13, 2019</b>     |

This order sets firm dates that can be changed only by order of the Court, not by agreement of counsel for the parties. The Court will alter these dates only upon good cause shown. Failure to complete discovery within the time allowed is not recognized as good cause. If any of the dates identified in this Order or the Local Civil Rules fall on a weekend or federal holiday, the act or event shall be performed on the next business day.

If the trial dates assigned to this matter creates an irreconcilable conflict, counsel must notify Deputy Clerk Agalelei Elkington in writing within 10 days of the date of this Order and must set forth the exact nature of the conflict. A failure to do so will be deemed a waiver.

Counsel must be prepared to begin trial on the date scheduled, but it should be understood that the trial may have to await the completion of other cases.

### **Discovery**

As required by CR 37(a), all discovery matters are to be resolved by agreement if possible. Counsel are also directed to cooperate in preparing the final pretrial order in the format required by CR 16.1, except as ordered below.

# **Pretrial Statements, Orders and Exhibits**

The parties shall submit their respective pretrial statement and the agreed pretrial order in conformity with CR 16 and CR 16.1. The original and one copy of the trial exhibits are to be delivered to Judge Tsuchida's chambers on the date the pretrial order is due. Each exhibit shall be clearly marked. The Court hereby alters the CR 16.1 procedure for numbering exhibits: plaintiff's exhibits shall be numbered consecutively beginning with 1; defendants' exhibits shall be numbered consecutively beginning with the next number not used by plaintiff. Duplicate documents shall not be listed twice. Once a party has identified an exhibit in the pretrial order, it may be used by any party. Each set of exhibits shall be submitted in a three-ring binder with appropriately numbered tabs.

## **Settlement and Mediation**

12 The Court designates this case for mediation under CR 39.1(c) and the parties are  
13 directed to follow through with the procedures set forth in that rule. If this case settles, plaintiff's  
14 counsel shall notify Agalelei Elkington at (206) 370-8421 or via e-mail at: [Agalelei\\_elkington@wawd.uscourts.gov](mailto:Agalelei_elkington@wawd.uscourts.gov), as soon as possible.  
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Pursuant to CR11(b), an attorney who fails to give the Deputy Clerk prompt notice of settlement may be subject to such discipline as the Court deems appropriate. The Clerk is directed to send copies of this Order to all parties of record.

19 DATED this 29th day of August, 2018.

30

BRIAN A. TSUCHIDA  
Chief United States Magistrate Judge

**ORDER GRANTING PARTIES'  
STIPULATED MOTION TO CONTINUE  
EXPERT DISCLOSURE DEADLINE AND  
REVISED SCHEDULING ORDER - 3**